UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

- v. -

S5 12 Cr. 171 (JPO)

SERGEY GABINSKY,

Defendant.

The above-named defendant, who is accused of violating Title 18, United States Code, Section 371, being advised of the nature of the charge and of his rights, hereby waives, in open Court, prosecution by indictment and consents that the proceeding may be by information instead of by indictment.

Defendant

Witness

Counsel for Defendant

Date: New York, New York

February 5, 2013

